

Washington State

Energy Facility Site Evaluation Council

REVISED AGENDA

MONTHLY MEETING Tuesday, May 19, 2015 1:30 PM 1300 S Evergreen Park Drive SW Olympia, WA 98504 Hearing Room 206

1. Call to Order	Bill Lynch, EFSEC Chair
2. Roll Call	
3. Proposed Agenda	Bill Lynch, EFSEC Chair
4. Minutes	Meeting Minutes Bill Lynch, EFSEC Chair
	April 14, 2015April 21, 2015
5. Projects	a. Kittitas Valley Wind Project
	Operational UpdateEric Melbardis, EDP Renewables
	b. Wild Horse Wind Power Project
	Operational UpdateJennifer Diaz, Puget Sound Energy
	c. Grays Harbor Energy Center
	Operational UpdateRich Downen, Grays Harbor Energy
	d. Chehalis Generation Facility
	Operational UpdateMark Miller, Chehalis Generation Staff
	e. Columbia Generating Station
	Operational UpdateShannon Khounnala, Energy Northwest
	f. WNP - 1/4
	Non-Operational UpdateShannon Khounnala, Energy Northwest
	g. Tesoro/Savage Vancouver Energy Distribution Terminal
	Project UpdateSonia Bumpus, EFSEC Staff
6. Other	a. EFSEC Council
	 Legislation Update
	Executive Session, not open to the public to discuss agency litigation as allowed under RCW 42.30.110 (1) (i)
7. Adjourn	Bill Lynch, EFSEC Chair

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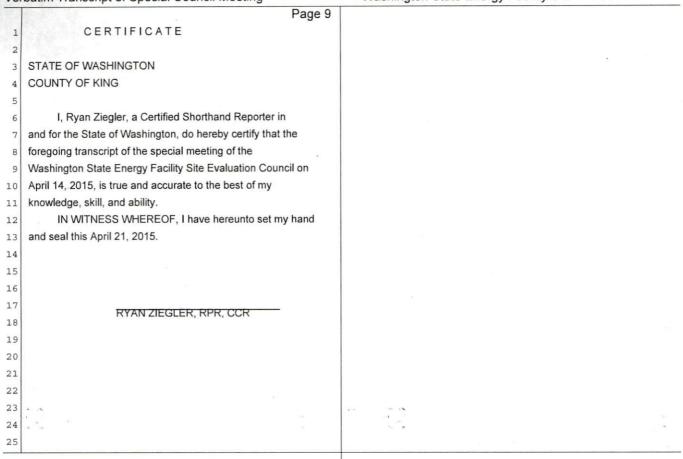
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(Meeting recessed from 9:05 a.m. to 9:36 a.m.)

back on the record just for the purpose of saving we'll

CHAIRMAN LYNCH: This is Bill Lynch coming

vei	batim Transcript of Special Council Meeting	_	Washington State Energy Facility Site Evaluation Council
	Page 5		Page 7
1	be we'll need another 10 minutes, and we'll be back here	1	MR. MOSS: Yeah. If that's possible.
2	for the remainder of our hearing in about 10 minutes, at	2	MR. POSNER: And we could certainly do that.
3	9:45. Thank you.	3	That's we can do that. No problem.
4	(Meeting recessed from 9:36 a.m. to 9:46 a.m.)	4	MR. MOSS: Great. Thanks.
5	CHAIRMAN LYNCH: This is Bill Lynch,	5	MR. STONE: Stephen, this is Ken Stone. I
6	reconvening the special meeting of the Energy Facility Site	6	have not commented on Chapter 1 yet but intend to, so I
7	Evaluation Council. We have just concluded, at quarter to	7	want to confirm that close of business today is the
8	10, our executive session, and at this point in time, we	8	deadline for Chapter 1 comments.
9	would we'll take a SharePoint update from Mr. Posner.	9	MR. POSNER: That's correct.
10	MR. POSNER: Thank you, Chair Lynch, Council	10	MR. STONE: And the process for submitting
11	Members.	11	comments on Chapter 1 is just an e-mail message to you?
12	Just like to give you a quick update that	12	MR. POSNER: That's correct.
13	we've made some changes to the system, and we will be	13	MR. STONE: Okay. Is Chapter 1 still
14	later this week, we'll be downloading Chapter 2 of the	14	viewable on the SharePoint site?
15	the draft EIS for your review.	15	MR. POSNER: Yes, it is.
16	And when you the changes are, basically,	16	CHAIRMAN LYNCH: Any other questions for
17	when you go into the system now, you will see the document,	17	Mr. Posner?
18	and you will open that document, and you will rename that	18	Do we have anything else on the agenda today?
19	document with the same name that you see, but just add your	19	MR. POSNER: No.
20	initials at the end of the document and save it as a new	20	CHAIRMAN LYNCH: Just one good of the order,
21	document. That document will then be the document that you	21	our agency request bill, Senate Bill 5310, has indeed made
22	will review and provide comments on.	22	the House floor calendar, so hopefully it will they will
23	And then each time that you provide comments,	23	take action on it before the close of business tomorrow and
24	you just save it, and then you can reopen it if you need to	24	we have a bill on the Governor's desk.
25	close it and reopen it to go back and forth and add new	25	And with that, thank you all for your
	Page 6		Page 8
1	comments. Your comments will be available to EFSEC Staff	1	availability and participation this morning, and we are
2	for review; however, you will only be able to see your own	2	adjourned.
3	comments on that particular chapter.	3	(Meeting adjourned at 9:50 a.m.)
4	And we are we'll be EFSEC Staff will be	4	
5	available to provide you any assistance you need once the	5	* * * *
6	system is up and going. We will, like I said, have	6	
7	Chapter 2 on later this week, so you'll have an opportunity	7	
8	to start commenting later this week, and we'll be available	8	
9	to help you if you have any any issues.	9	
10	We've tested it. It's an easy system, and I	10	e .
11	think once you open Chapter 2, you'll see it's very easy to	11	
12	work with. Be happy to answer any questions, if Council	12	
13	Members have any.	13	
14	MR. MOSS: Just one technical point, Stephen.	14	
15	One thing that struck me when we looked at Chapter 1 was it	15	
16	would have if we had a link in the e-mail that you sent	16	
17	to alert us to its availability, that would save a few	17	
18	steps.	18	· · ·
19	And for people like me who are somewhat	19	
20	technically challenged, it would make it a little easier to	20	/ *
21	get to the document. I got there eventually	21	
22	MR. POSNER: Okay.	22	
23	MR. MOSS: but it took me a little effort.	23	
24	With a link, I would be there, I suppose, directly.	24	
25	MR. POSNER: Right.	25	
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veri	patim Transcript of Monthly Council Meeting		Washington State Energy Facility Site Evaluation Counc
	Page 1		Page 3
1		1	OLYMPIA, WASHINGTON; APRIL 21, 2015
2		2	1:32 p.m.
3		3	-000-
1		4	
5	WASHINGTON STATE	5	PROCEEDINGS
5	ENERGY FACILITY SITE EVALUATION COUNCIL	6	
7	Richard Hemstad Building	7	CHAIR LYNCH: Good afternoon. This is Tuesday, April
3	1300 South Evergreen Park Drive Southwest	8	21st, little bit after 1:30 p.m. This is the regular monthly
9	Conference Room 206	9	meeting of the Washington State Energy Facility Site Evaluation
0	Olympia, Washington	10	Council. And can we please have the staff call roll.
1	Tuesday, April 21, 2015	11	MS. MASTRO: Department of Commerce.
2	1:32 p.m.	12	MS. GREEN TAYLOR: Liz Green-Taylor here.
3		13	MS. MASTRO: Department of Ecology.
4	MONTHLY COUNCIL MEETING	14	MR. STEPHENSON: Cullen Stephenson here.
5	Verbatim Transcript of Proceeding	15	MS. MASTRO: Fish and Wildlife.
6		16	MR. STOHR: Joe Stohr here.
7		17	MS. MASTRO: Department of Natural Resources.
В		18	MR. SIEMANN: Dan Siemann here.
9	REPORTED BY: KATHLEEN HAMILTON, RPR, CRR, CCR 1917	19	MS. MASTRO: Utilities and Transportation Commission.
	Buell Realtime Reporting, LLC 1325 Fourth Avenue	20	CHAIR LYNCH: Mr. Moss is excused.
-	Suite 1840 Seattle, Washington 98101	21	MS. MASTRO: Local governments and optional state
- 1	206.287.9066 Seattle 360.534.9066 Olympia	22	agencies, Department of Transportation.
3	800.846.6989 National	23	MR. STONE: Ken Stone is here.
1	1.40	24	MS. MASTRO: City of Vancouver.
5		25	MR. SNODGRASS: Bryan Snodgrass on the phone.
+	Page 2		Page 4
1	APPEARANCES	1	MS. MASTRO: Clark County.
2	ATT EARTH OLD	2	MR. SHAFER: Greg Shafer here.
3	Council Members Present:	3	MS. MASTRO: Port of Vancouver.
1	Bill Lynch, EFSEC Chair Liz Green-Laylor, Department of Commerce Cullen Stephenson, Department of Ecology Joe Stohr, Fish and Wildlife Dan Siemann, Department of Natural Resources	4	MR. PAULSON: Larry Paulson here.
5	Cullen Stephenson, Department of Ecology	5	MS. MASTRO: Sir, there is a quorum.
6	Dan Siemann, Department of Natural Resources	6	CHAIR LYNCH: Very good. Thank you. And could we
7	Attorney General's Office: Ann Essko, Assistant Attorney General	7	please have the councilmembers look over the proposed agenda
		8	and see if you have any proposed additions or changes.
9	Ken Stone Department of Transportation	9	MR. STEPHENSON: Chair Lynch, I propose that we
0	Local Government and Optional state Agency: Ken Stone, Department of Transportation Bryan Snodgrass, City of Vancouver (by phone) Greg Shafer, Clark County Larry Paulson, Port of Vancouver	10	approved the minutes from the last meeting.
		11	CHAIR LYNCH: I hadn't quite gotten to the minutes,
2	Council Staff: Stephen Posner Kall Wraspir	12	but that is
3	Jim Laspina	13	MR. STEPHENSON: Oh, sorry.
4	Tammy Mastro	14	CHAIR LYNCH: No, that's fine. So it looks like
5	Sonia Bumpus Cassandra Noble, Administrative Law Judge	15	there's no proposed agenda changes, so let's move on to the
5		16	minutes. And Councilmember Stephenson has moved that we
	Guests in Attendance: Rich Downen/GHE Mark Miller, Chehalis	17	approve the minutes from the March 17th, 2015, council hearing.
		18	Do we have a second?
9	Guests in Attendance Via Phone: Haley Edwards, PSE/Wild Horse Karen McGaffey, Perkins Cole Eric Melbardis Kittifas Valley/EDP Renewables Jennifer Diaz, Wild Horse/PSE Shannon Khounnala, Columbia/ENW	19	MS. GREEN-TAYLOR: I'll second that motion.
	Jennifer Ujaz, Wild Horse/PSE		CHAIR LYNCH: It's been moved and seconded that we
	onannon Knounnaia, Columbia/ENVV	20	
1		21	approve the meetings the minutes from the March 17th
2	A.	22	meeting. All those in favor say aye.
3		23	MULTIPLE SPEAKERS: Aye.
4	* * * *	24	CHAIR LYNCH: Opposed? Motion carries. And at this time, I'd like to have anybody on the the the phone,
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other than those people who regularly report to us as part of their operational updates, if you choose to identify yourself -- you're not required to, but we'd appreciate it. You can do so at this time.

MS. EDWARDS: This is Haley Edwards with PSE.

CHAIR LYNCH: Anybody else?

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MS. McGAFFEY: Karen McGaffey of Perkins Coie.

CHAIR LYNCH: Okay. At this time we're going to move on and get our updates regarding our projects. Mr. Melbardis, Kittitas Valley Wind Project.

MR. MELBARDIS: Good afternoon, Chair Lynch.

CHAIR LYNCH: Excuse me, Mr. Melbardis, I know last time you used your -- I think you were using a different phone that we were able to hear you much better on.

Are you using that same phone today?

MR. MELBARDIS: Yes, I am. Can you hear me any better 16 17 now?

CHAIR LYNCH: I'll ask the court reporter. Can you hear him now? Barely, so --

MR. MELBARDIS: Okay. I will just speak up. Good afternoon, Chair Lynch, outside council. This is Eric Melbardis with EDP Renewables for the Kittitas Valley Wind Power Project. For -- we have nothing nonroutine to report, other than we had a fire and life safety inspection performed by the Kittitas Fire Marshal's Office, and there were no

inspected the location where the eagle was found. 1

The location was approximately 65 meters west of turbine 02, which is in the northern portion of the original project area. And let's see. And then we also provided notification similar to the previous incident we reported to the Department of Fish and Wildlife, tax representative. We provided a notification to Jim Messina, and we also submitted the data to Regional Migratory Bird Permit Office with Fish and Wildlife Service as required by our special purpose utility permits.

And we also noted -- notified our Fish and Wildlife Service PAC representative, Stephen Lewis, who we are also consulting with on the development of the eagle conservation

So for the next steps, we will continue to consult with Fish and Wildlife and develop our eagle conservation plan. We will seek to resolve this case as well as the previous two mortalities prior to obtaining an eagle permit.

And we still have no indication yet from Fish and Wildlife on how to resolve those incidents, but we'll just continue to work with them. And the eagle fatality monitoring and eagle use surveys will continue through March of next year.

CHAIR LYNCH: I'm sorry, Haley. I'll call you "Haley," because I didn't write down your last name and I've already forgotten what it was. Could you say that again what

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significant findings.

CHAIR LYNCH: Very good. Any guestions of councilmembers for Mr. Melbardis? Thank you, Mr. Melbardis. And at this time we'll hear from the Wild Horse Wind Power Project, Ms. Diaz.

MS. DIAZ: Yes. Thank you, Chair Lynch. For the record, this is Jennifer Diaz, environmental manager for Puget Sound Energy at the Wild Horse Wind Facility. The only nonroutine item I have for Wild Horse is an update from Haley Edwards on the eagle monitoring that began last month. And Haley Edwards is on the phone to provide that update. Haley.

MS. EDWARDS: Thank you. Good afternoon, Chair Lynch, council. So I have an update. During the formal eagle fatality monitoring surveys on April 8th, the remains of an immature golden eagle were identified near turbine 02, which was promptly reported to Jennifer Diaz.

She contacted me to let me know that they found the eagle. And Jennifer was not on site at the time, and I wasn't able to get there, so she instructed the field biologist to collect the remains, record the appropriate data and take some photos.

On April 10th Mel Walters and I conducted a site visit and met with Fish and Wildlife Service enforcement agents. We 23 transferred the eagle to Fish and Wildlife Service and provided them with the information about the incident, and also

your last name is. 1

MS. EDWARDS: Edwards.

CHAIR LYNCH: Edwards. Ms. Edwards, this most recent eagle death, is that close to the area where the original two eagles were killed?

MS. EDWARDS: It's about a mile west of the previous -- where the previous occurred. Is that correct, Jennifer, a mile and a half, a mile or so?

9 MS. DIAZ: Yes. Yes, that's correct, approximately 10 one mile to the west.

CHAIR LYNCH: And do we have any sort of a time frame when of -- an estimate when the -- an eagle permit will issue from the US Fish and Wildlife?

MS. EDWARDS: Not yet. We are in the consultation process, so we are -- we have received comments on our draft and will continue to, you know, make some revisions to that document, but it will likely be, you know, several months.

We're not certain that we'll get one this year. But, 18 you know, we're in the process. We haven't heard anything about a time frame from Fish and Wildlife Service at this 20 21 point

22 CHAIR LYNCH: Do any councilmembers have any questions for either Ms. Edwards or Ms. Diaz? Apparently not. Ms. Diaz, 24 did you have anything else that you wanted to cover today?

MS. DIAZ: No, Chair Lynch, nothing further.

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CHAIR LYNCH: Okay. Thank you. Very good. And we'll 1 look forward to our staff getting a report on this most recent 2 incident and -- and we'll review it after that. Thank you.

MS. DIAZ: Thank you.

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CHAIR LYNCH: And I see Mr. Downen's all cued up here, so can we please hear your report from Gravs Harbor Energy

MR. DOWNEN: Afternoon, Chair Lynch, council staff. My name's Rich Downen. I'm the plant manager at Grays Harbor Energy. The only thing out of ordinary to report is just a status of the noise monitoring equipment that we've budgeted

We've specced out the equipment, and our controls engineer is validating how to tie that into our control system before we purchase it. We want to make sure that that instrument will communicate to our control system and then our intent is to then purchase that.

We've been building up to our maintenance outage. which starts this Saturday. So after the outage, then we intend to purchase that and get it installed this summer. So that's the -- where we're at with noise monitoring.

CHAIR LYNCH: Good. Very good. That's good to hear that you're moving forward on this --

MR. DOWNEN: Yes.

CHAIR LYNCH: -- on your own initiative, and we

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CHAIR LYNCH: Very good. Any questions for Mr. Miller? Thank you, Mr. Miller. 2

MR. MILLER: Thank you.

CHAIR LYNCH: The Columbia Generating Station and WNP 1 and 4. Ms. Khounnala, Energy Northwest.

MS. KHOUNNALA: Yes. Thank you, Chair Lynch and council and staff. For Columbia Generating Station, we have no events or seeping incidences or out-of-the-ordinary regulatory issues to report.

I will mention to the -- to the council that Columbia is in our final planning stations for our refueling outage, which will begin on May 9th and conclude on June 15th, as well as another update as this week we are -- we do have our fire and life safety inspection being performed through the end of -- the end of Wednesday of this week, so we'll look forward to seeing the results of that inspection. And no other items to report on Columbia.

CHAIR LYNCH: Very good. Go ahead and proceed to WNP

MS. KHOUNNALA: Sure. Regarding WNP 1 and 4, as we'd mentioned the past couple of months, the Department of Energy did receive the formal water right permit from the Department of Ecology.

And currently we are working with the Department of Energy on the scoping and the preparation of a NEPA

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appreciate that. Any questions for Mr. Downen? Good. Thank you, Mr. Downen.

MR. DOWNEN: Thank you.

CHAIR LYNCH: Mr. Miller, Chehalis Generation Facility.

MR. MILLER: Good afternoon, Chair Lynch and council members. My name is Mark Miller. I'm the plant manager at the PacifiCorp Chehalis Generation Facility. I have a couple nonroutine comments to make.

Last month we had the annual compliance evaluation and Title 5 inspection conducted by EFSEC staff and a member from the Southwest Clean Air Agency staff as well. We conducted relative accuracy test audits on our continuous emission monitors, and they both passed nicely, as well as a individual test on the boiler emissions to ensure that we were within our permit limits.

We also met with the Department of Ecology Toxics cleanup Program and discussed our plan for additional groundwater monitoring wells as it relates to our most recent generator failure, generator step-up transformer failure where we spilled mineral oil from that.

And John Rapp (phonetic) of Ecology confirmed that our plan was appropriate, and we have already installed the wells and made the first sample. So the results from those will be forthcoming. And that's all I have.

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environmental assessment which will cover the surface water 2 transmission system as well as the leasing operations.

For the next number of months we'll be statusing the -- we will be assisting the Department of Energy on their preparation of that report. We expect that to continue at least through the end of the summer, and then the review of that NEPA EIS being conducted by the Department of Energy this fall. So no other outstanding items to report on WNP 1 and 4.

CHAIR LYNCH: Very good. Any questions from councilmembers for Ms. Khounnala from -- either regarding Columbia Generating Station or WNP 1 and 4? Mr. LaSpina has something he'd like to add. Thank you.

MR. LASPINA: Yes, sir, Good afternoon, Chair Lynch and councilmembers. This afternoon I'd like to inform you of a proposal by the energy -- by Energy Northwest concerning acceleration of the site restoration process for the WNP 1 and 4 projects.

These are two projects, uncompleted nuclear power plant projects, located adjacent to the Columbia Generating Station. So I'm going to be talking about two projects which you rarely hear about, and also an EFSEC requirement that's attached to all the site certificates that we issue that addresses decommissioning and site restoration of projects. So you'll hear a little bit of new information here.

All site certification agreements issued by the

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council require the certificate holder to make provisions for the decommissioning and site restoration of their facilities at the end of their life cycles. Restoration of Energy Northwest's WNP 1 and 4 sites is addressed in two resolutions that are attachments to the SCA. The SCA is basically the license that the EESEC issues for the facilities.

The first resolution was issued in December of 2003. This resolution detailed specific restoration tasks that Energy Northwest would carry out for decommissioning of the facilities and their site restoration.

Now, the facilities were partially completed nuclear power plants that were terminated before they were ever completed, so the decommissioning part's not all that relevant, but the site restoration is.

The resolution also described the funding mechanism to implement the restoration activities, so it's tasks and funding. Another resolution was -- the second resolution was issued in April of 2010, and it was basically a clarification of the earlier resolution.

On November 6th, 2014, EFSEC issued notification or received notification from Energy Northwest that it planned to accelerate the site restoration of its WNP 1 and 4 facilities. Energy Northwest plans to accelerate its restoration activities in order to realize cost-saving opportunities and allow Energy Northwest to pursue other site reuse options

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Energy Northwest's notification letter states that all of the restoration efforts in the accelerated schedule are within the scope of the resolutions and the SCA that were approved by the council in past years. It's important to note that the SCA and the resolutions specify completion dates for the restoration tasks, but it's -- it's up to Energy Northwest when they want to begin -- when they want to begin them, so they have that flexibility.

Based on EFSEC's review, EFSEC staff's review of Energy Northwest's November 6th proposal and the SCA and the two resolutions, EFSEC has prepared a letter acknowledging Energy Northwest's plans to accelerate the restoration of the WNP 1 and 4 sites.

EFSEC's acknowledgment letter requires Energy Northwest to notify us of any restoration activities beyond the scope of the approved plan. Now, because the council has already approved the site restoration plan, this matter doesn't really require any action by the council and is provided for your information.

So in other words, we're -- we're providing this information for you that the EFSEC staff will issue an acknowledgment letter in the next few days. If councilmembers have any questions or concerns about this issue, either myself or Shannon Khounnala can address your questions. Be happy to entertain them

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CHAIR LYNCH: Any questions for Mr. LaSpina? As he 1 indicated, we're -- the staff is just providing us notice that 2 3 this acknowledgment letter is going to go out, and that there's 4 no council action needed. But he is available for questions, if anyone has any questions. Yes, Ms. Green-Taylor. 5

MS. GREEN-TAYLOR: Thank you, Chair. I just wanted to 6 confirm that the two that are being -- that are being decommissioned and the site being restored are not the 1 and 4 that are in operation. I was a little confused about that.

MR. LASPINA: The plant that is currently in operation is the Columbia Generating Station, also known as WNP 2. WNP 1 and 4 are two plants adjacent to the Columbia Generating Station that -- that were in different -- different levels of completion when the entire -- when the projects were discontinued by the state.

I think one of them was about 80 percent done. The other one was maybe 40 or 50 percent done. So they never operated, although there are -- many of the buildings were built.

MS. GREEN-TAYLOR: Okay. That helps clarify. Because all along I thought we were getting reports on an operating --MR. LASPINA: No, no.

MS. GREEN-TAYLOR: -- thing. Okay. Got it.. Thank 23 you. 24

MR. LASPINA: In fact, the operating station just got

its license renewed a year or two ago for another 20 years, 1 2 so --

3 MS. GREEN-TAYLOR: Okay.

MR. POSNER: So just for the record, I think that's a good point. Because if you look at our agendas, we do list it as "operational update." And more correctly, it should say something along the lines of "site restoration update" perhaps.

I mean, maybe that's -- is that what you were going off of, thinking -- looking at that operational update?

MS. GREEN-TAYLOR: That's exactly right. Yes. Thank you.

MR. POSNER: So that's something we can correct in future agendas anyway, just so there's no confusion.

CHAIR LYNCH: Or we can call it "nonoperational update." So any questions for -- any other questions for Mr. LaSpina? Yes, Mr. Siemann.

MR. SIEMANN: Thank you, Chair. Are there standards for restoration that are established in these agreements?

MR. LASPINA: I think I'm going to let Shannon answer that one. She would be able to answer it better than I. 20

21 CHAIR LYNCH: Go ahead, Ms. Khounnala, if you know.

MS. KHOUNNALA: Sure. So there are a variety of 22 parties involved in coming to an agreement on what 23 restoration -- the agreement for restoration. Those parties 24

included BPA, the Department of Energy who -- who we lease land

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Page 17 from, EFSEC as well as Energy Northwest. And there was a long process of negotiations with all of those agencies - (Lost Concepts)

MS. MASTRO: Uh-oh.

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CHAIR LYNCH: Censorship is a terrible thing. We'll try to have Ms. Khounnala reconnected here. Mr. LaSpina, you were about to -

MR. LASPINA: Perhaps I can -- perhaps I can provide some information. I don't have the depth of knowledge Shannon does. But when she mentioned BPA, that's the Bonneville Power Authority, not the Environmental Protection Agency.

Basically, it's - it's - it was a negotiation between the various parties that she mentioned. However, the Nuclear Regulatory Commission has specific criteria. There are several ways to decommission a nuclear power plant and like three or four different options. And so the proper options were -- well, the options were agreed upon.

BPA is involved, because they kind of own all the output of the Columbia Generating Station. The NRC has the standards, the actual standards for decommissioning the station. And of course, Energy Northwest owns the plant. So there are standards, ves.

CHAIR LYNCH: I'd like to add to that answer that all the facilities are required to have on deposit a -- some sort of security to allow - because when a facility is cited by EFSEC, we oversee that facility through the decommissioning constructed and operational.

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So -- and the -- the information that Mr. LaSpina was referring to is referred to as "the four-party agreement." The various parties came together. BPA essentially is responsible for these facilities. They're the ones that are financing all the site restoration activities.

And then, like Jim was saying, there was these agreements that they -- they all came -- came to agree on as far as how the site should be restored. And for the most part, it's restoring like a -- like a construction site that buildings are being torn down.

They're -- to the best of my knowledge, there are no issues with nuclear waste or hazardous waste that need to be mitigated for. It's basically reusing or tearing down or rehabbing existing structures on the site, for the most part.

16 MR. LASPINA: And -- and I can tell you that one of the sites is largely already deconstructed and is mostly just the concrete slabs that the building sat on. However, there is a fair amount of infrastructure there, such as railroad tracks and electrical transmission lines, all that sort of thing. 20

And the idea is that potentially Energy Northwest could use that infrastructure for a new project or something like that. So that's kind of what's driving this, this

Also, there would be some cost savings to do the

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So all facilities have some security on deposit that we keep with the state treasurer. So that's in order to make sure that they -- when they undergo decommissioning, that there is in fact money there for it to occur.

And then one extra addition to that, we recently --Mr. Posner, do you want to mention about the contract we either have signed or about to sign regarding decommissioning and

MR. POSNER: Right. We -- we recently -- well, I should say we're -- we're just about finalized a contract with a consultant to assist us with decommissioning, plan, cost assessment, just to make sure that the - the amount of money that facilities put aside is adequate and that their -- the plans that they provide are adequate in terms of what level of site restoration they propose to do.

So this is something that we have not had in the past for -- for review on past EFSEC projects, so we do -- we will have that in place probably within the next month or so. We'll actually have a consultant who will be assisting us with reviewing these plans to make sure that they're adequate.

So -- and one thing I'd like to just add concerning these two facilities. And we talk about decommissioning and site restoration, we're talking about two projects that never operated as nuclear power plants. They were never completely

Page 20 site -- some of the site restoration now rather than waiting

until later. The deadline for the final site restoration of those projects is like 2026. So the economists studied this and figured out they could save a bunch of money if they do the 4 5 work now

CHAIR LYNCH: And my understanding is, is that Energy Northwest as well as a number of other facilities have extended an open invitation to the council to tour their facilities when we have time. I know we've just had a lot of things going at the moment. But those of you who are interested in touring these different facilities that we oversee, I'm sure we can mutually arrange that at some time. Yes, Mr. Siemann.

MS. KHOUNNALA: And, Chair Lynch, sorry. This is Shannon Khounnala again with some serious phone difficulties here. But I -- I'll echo that. If any members of the council as well as EFSEC staff, as usual, are welcome to come and see, and if they'd like to have a tour of WNP 1 and 4 and the restoration process, you're all very welcome.

CHAIR LYNCH: Thank you. Mr. Siemann, you had a question?

MR. SIEMANN: Yes. Thank you. So I guess my question was really -- thank you for all of that information, but my question was really about is there a -- is there a standard for what the outcome of the restoration should be? Is it sort of to a preconstruction setting or is it something less than that?

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And I'm just trying to understand what restoration means and how do you know you've achieved it.

MR. LASPINA: Well, I can -- I can speak generically that it really depends. For instance, in the case of a wind farm, which is often constructed in -- in a fairly natural area, you would -- you would go back in and mostly remove all the structures and - and replant native species and turn it back to the condition it was previously.

However, we have -- we have other facilities, such as the Columbia Generating Station, that are built in highly industrialized areas. In that case -- well, again, you would return it back to a condition similar to the way it was, but it won't necessarily be -- it won't be all natural, you know what I mean, vegetation and all that sort of thing, because it's an industrial site. So it really depends.

MR. POSNER: I think one of the main criteria of the four-party agreement was to maximize or restore the site to maximize reuse. And so that's one of the major goals of the four-party agreement.

MR. SIEMANN: Thank you.

CHAIR LYNCH: Any further council questions either of staff or Ms. Khounnala? Okay. Very good. Let's move on to the Tesoro/Savage Vancouver Energy Distribution Terminal update. Ms. Bumpus.

MS. BUMPUS: Thank you. Good afternoon, Chair Lynch

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that information into account in their advisory conditions for 1 our project, for the HPA for this project. And so there has 3 been an adjustment to the work window, the in-water work window based on consultation with NMFS and other federal agencies. 4

CHAIR LYNCH: Okay. Why don't you go ahead and continue, Ms. Bumpus, and we'll save councilmember questions 6 for at the conclusion of your presentation.

MS. BUMPUS: For the air permit, as I updated last month, the notice of construction permit application was reviewed and was considered to be complete, so we were working with our air permit contractor at Ecology to begin drafting that permit. So we'll have more updates for you as we move into that phase of actually writing the permit.

The next update is relative to the DEIS preparation. Thank you for providing comments on chapter 1. And as you now know, there is chapter 2 available for your review and comment. Everything has -- has been going according to schedule. And I anticipate we'll have sections of chapter 3 available for 18

At this time cultural resources is a section that's being reviewed by DAHP, and I think that that one may be available, may be one of the first to be available for your review and comment, but that could change. Some of these other sections may catch up to it and -- but we'll keep you informed 25 about sections as they become available for your review.

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and councilmembers. I have just a few updates relative to permits. EFSEC received the advisory conditions for the hydraulic project approval permit from our WDFW contractor last week. We're currently reviewing that information and will be packaging that to submit to the applicant.

For the NPDES storm water permits, the applicant recently submitted a package at the end of February that our permit contractors at Ecology are reviewing. And we're going to continue to coordinate with them during their review, and we should have some feedback from them within the next few weeks as to whether we need to request additional information or whether they feel they have enough information to begin preparing draft permits.

I just have the air permit to talk about. Are there any questions about the wastewater permits or the HPA permit?

CHAIR LYNCH: Just to follow up a little with a little more detail, Ms. Bumpus, on the HPA. The issue before was different agencies had -- were prescribing different fish windows for the work, and it seems like they -- is it your understanding they have come to an agreement on what those that -- fish window should be or is it that they're getting closer?

MS. BUMPUS: They're getting closer. WDFW has been in consultation with federal agencies that are involved in adjusting their work windows for fish. And they wanted to take

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CHAIR LYNCH: And would you mind just for people who don't know what section 2 is and who might be listening, can you just say what section 2 applies to.

MS. BUMPUS: So chapter 2?

CHAIR LYNCH: Excuse me. Chapter 2.

MS. BUMPUS: Chapter 2 is the project description, and it also includes the alternatives analysis. And that's what we've just recently posted for councilmembers to review and

Chapter 3, the sections that will follow that I was just speaking of, those sections will cover the impact analysis relative to on-site direct impacts.

Are there any questions on any of the updates? That's everything I have.

CHAIR LYNCH: Any questions for Ms. Bumpus on Tesoro update? Mr. Snodgrass, I believe you were -- I don't want to put words in your mouth, but there was some question about inviting public comment that I believe you were interested in.

Were you wanting to ask a question with regard to that?

MR. SNODGRASS: No, I did want to ask, I guess, a clarifying question. I did have the opportunity to speak with staff last week regarding the comment period for the EIS. And my understanding, when it was discussed at the prior meeting of a 30-day comment period, but that was the minimum legal

requirement.

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But in fact the -- what's comment -- what gets established at the comment period would be a decision before council that presumably EFSEC could make, council could make once the full EIS is - once we reviewed all of that. Because I know there obviously within the recent letters to public record, there was some concern about that.

CHAIR LYNCH: Right. And I guess I'll just follow up a little bit, Mr. Snodgrass. We have gotten some correspondence regarding the comment period for the draft EIS, and I -- and we are not making a decision today on what that time period -- what that time period would be for -- for comments.

First of all, I want to make sure I have the opportunity to talk to our very able and learned assistant attorney general and administrative law judge before we make

But I would just point out a few things that I -- I have done a little bit of looking myself. First of all, starting with WAC 197-11-502, which pertains to inviting comment. Sub 5 of that section pertains to the draft EIS, and sub B says, "The commenting period shall be 30 days, unless extended by the lead agency under WAC 197-11-4 55."

197-11-455 is issuance of the draft EIS: And sub 6 of that says, "Any person or agency shall have 30 days from the

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The council would just -- when we said, "Here's the 1 comment period," we would just, if we chose to do so, have a 2 3 comment period of 45 days. No further action would be required 4 by anybody.

But at this point in time, we'd like to take a look at further review of what the law allows and to also, as Mr. Snodgrass indicated, take a look and see what in fact the -- the -- is coming in, in terms of the draft EIS, in terms of how complicated it is. And so we're reserving a final decision today.

Anybody like to -- any other councilmember like to 11 jump in at this time to add any thoughts? And -- and it's most 12 likely that we will be having hearings in both Vancouver and 13 14 Spokane

> Okay. Ms. Bumpus, did you have anything else? MS. BUMPUS: That's all.

CHAIR LYNCH: Okay. I think that, unless someone has a question regarding the proposed Vancouver Energy Distribution Terminal, let's go ahead and move on to other business in front of the council. I'll jump in on the legislation update.

Our request legislation, Senate Bill 5310, failed to pass the house at the -- in time for the cutoff to consider request -- to consider legislation from the senate. But I've been around long enough to know that there are rules and there are rules when it comes to legislation.

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date of issue in which to review and comment upon the draft EIS."

The next subsection, subsection 7, says, "Upon request, the lead agency may grant an extension of up to 15 days to the comment period. Agencies in the public must request any extension before the end of the comment period."

And finally, I'd want to note that WAC 197-11-055 sub 7 provides that, "For their own public proposals, lead agencies may extend the time limits prescribed in these rules."

So those are the -- the various subsections that we would be looking at. But I would also note that anybody who's worked in the SEPA area knows that any -- virtually every word and punctuation mark has been litigated at some time or another and with regards to that chapter, so that's why I would like to take more time to have councilmembers have a chance to look at the -- the subsections that we're looking at under the law, have a chance to look to see if there's any case law regarding this.

But I will say this: That because we have had requests to extend the comment period, if the council believes that the comment period should be extended, I -- I would 21 recommend that we would just, at least for the initial 45 days, 22 assuming that there was - there's an interest in extending the 23 comment period, we don't need any further requests from the public to extend the comment period from 30 days to 45 days.

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So the session's not over yet. I still remain hopeful that we can get our bill through. I'm in conversations with some people over there and so I'm -- I still remain optimistic 3 that we can get our request legislation through the process 4 before the legislation -- legislature adjourns. 5

And, Mr. LaSpina, you have a -- something that you'd like -- you'd like to update us a bit on our proposed air 8 rules.

MR. LASPINA: Thank you, Chair Lynch. Yes. Over the past year, EFSEC staff has been working with the Department of Ecology and the Environmental Protection Agency to revise our air rule, Chapter 463-78 WAC.

The rule -- the revisions have been blessed by Ecology and EPA, and at this time our public notice documents are being reviewed by Ecology for completeness. As soon as we -- the -the public notice documents are approved, EFSEC staff intends to go to public notice with the rule revisions.

CHAIR LYNCH: And this will be an expedited rule adoption process, because all we are doing is adopting -- we're piggybacking on rules Ecology already has in place.

MR. LASPINA: Yes, sir. So - and that would be -the public notice would be a 45-day public notice period. Notice would appear in the state register and be sent out by -or sent out to the EFSEC interested parties list. CHAIR LYNCH: And this will help jump start our SIP

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1	approval process later this year. Hopefully well, it will	1	CERTIFICATE
2	accelerate our ability to get a SIP approval, which we hope	2	
3	will occur later this year.	3	STATE OF WASHINGTON
4	MR. LASPINA: Yes, sir.	4	COUNTY OF KING
5	CHAIR LYNCH: Any questions for Mr. LaSpina regarding	5	
6	where we are in the rules update? I'll tell you, Ecology I	6	I, Kathleen Hamilton, a Certified Shorthand Reporter and
7	just have to say this again. Ecology has just been a wonderful	7	Notary Public in and for the State of Washington, do hereby
8	partner in this rules adoption process.	8	certify that the foregoing transcript of the proceedings on
9	They have helped us immensely, not only with just the	9	APRIL 21, 2015, is true and accurate to the best of my
10	technical aspect, but helped advising us how to work with EPA	10	knowledge, skill and ability.
11	to get this approval, and we can't thank them enough for their	11	IN WITNESS WHEREOF, I have hereunto set my hand and seal
12	able assistance on this.	12	this 8TH day of MAY, 2015.
13	And if there's no other questions regarding their air	13	
14	permits, let's go ahead and, Mr. Posner, you can update us on	14	
15	the fourth quarter cost allocation.	15	
16	MR. POSNER: Thank you, Chair Lynch, councilmembers.	16	KATHLEEN HAMILTON, RPR, CRR, CCR
17	As we do at the beginning of each quarter, we recalculate our	17	
18	non-direct cost allocation percentages for our projects. There	18	
19	is a sheet in your packet that lists the percentages. I'll go	19	
20	ahead and read those off for the benefit of those folks who are	20	
21	on the speaker phone.	21	
22	And let's start with the Kittitas Valley Wind Power	22	
23	Project is six percent. Wild Horse is seven percent. Columbia	23	
24	Generating Station is 17 percent. WNP 1 and 4 is three	24	
25	percent. Whistling Ridge Energy Project is three percent.	25	
	Page 30		
1	Gravs Harbor 1 and 2 is nine percent.		

1 Grays Harbor 1 and 2 is nine percent.

Chehalis Generation Project is nine percent. Desert Claim Wind Power Project is two percent. BP Cogeneration Project is two percent. Grays Harbor Energy 3 and 4 is three percent, and Tesoro/Savage is 39 percent. And I'll be happy to answer any questions councilmembers have.

CHAIR LYNCH: Any questions for Mr. Posner on the cost allocations? Very good. And I just would note, for the good of the order, that starting at next month's monthly meeting, you will be getting updates from Judge Noble on where we are on the adjudication process.

MS. NOBLE: That's correct.

CHAIR LYNCH: And does anyone have anything else that they'd like to bring up before the council at this time? Hearing none, we are adjourned. Thank you.

(Proceedings concluded at 2:18 p.m.)

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Kittitas Valley Wind Power Project Monthly Project Update

May 19, 2015

Project Status Update

March Production Summary:

MWh 9,887 MWh Wind 7.3 m/s or 16.7 mph CF 36.3%

Safety:

No incidents

Compliance:

Project is in compliance as of May 18th, 2015.

Sound:

No complaints

Shadow Flicker:

No complaints

Environmental:

Achieved ISO 14001 and OSHAS 18001 certification

Wild Horse

<u>Wind Production:</u> April generation totaled 62,168 MWh for an average capacity factor of 31.67%.

Safety: No lost-time accidents or safety incidents to report in April.

Compliance/Environmental:

- In accordance with the Post-Construction Rangeland Management and Grazing Plan, cows were let out to graze at Wild Horse on April 1st.
- Minutes from the TAC meeting held on February 12th were reviewed by TAC members and finalized on April 6th.
- In accordance with the Alternative Sage-Grouse Conservation Measures, as recommended by the TAC, approximately 3 miles of old barbed wire fencing was removed to reduce the potential of collision hazards for sage-grouse and other wildlife.
- In accordance with the Sage-Grouse Nesting and Brood-Rearing Habitat
 Restoration and Management Plan, year one of the five year habitat monitoring
 program was completed in The Pines restoration area. Results of monitoring
 activities will be shared with the TAC once the data had been compiled and
 evaluated.
- Ray Latham from the Department of Ecology's Water Quality Program and Jim LaSpina, EFSEC staff, conducted a stormwater inspection on April 16th.
 Following the inspection Mr. Latham commented that revegetation of the site is progressing well and there are no significant stormwater maintenance issues. A final inspection report will be issued by Ecology following their review and comment on the Operations Stormwater Pollution Prevention Plan (SWPPP).
- Site staff received stormwater training and were recertified as Erosion & Sediment Control Leads.

EFSEC Monthly Operational Report

April, 2015

1. Safety and Training

- 1.1. There were no accidents or injuries during the month of April.
- 1.2. Conducted scheduled and required monthly training.
- 1.3. Conducted the scheduled safety committee meeting.
- 1.4. Conducted annual CPR and First Aid, and fire extinguisher refresher training with Grays Harbor Fire District 5 personnel.

2. Environmental

- 2.1. Submitted the March Discharge Monitor Report (DMR) for outfall to EFSEC.
- 2.2. Submitted 2015 first quarter Emissions Data Report (EDR) to EFSEC and EPA.
- 2.3. Continued dialogue with EPA on PSD amendment 4.

3. Operations & Maintenance

- 3.1. Grays Harbor Energy operated 0 days and generated 0 MWh during the month of April.
- 3.2. The capacity factor (CF) was 0.0% in April, and 3.9% YTD.
- 3.3. The availability factor (AF) was 80.0% in April, and 94.9% YTD.
- 3.4. Grays Harbor Energy began our scheduled annual maintenance outage on 4/25/15. The outage is scheduled to last 14 days.

4. Noise and/or Odor

4.1. There were no complaints made to the site during the month of April.

Site Visits

5.1. There were no site visitors during the month of April.

6. Other

- 6.1. Grays Harbor is currently staffed with 21 personnel. We are in the process of reviewing applications to fill one open position, due to the resignation of one O&M Tech in April.
- 6.2. Installation of noise monitoring equipment is budgeted and planned for the 2nd half of 2015.



Chehalis Power Plant 1813 Bishop Road Chehalis, Washington 98532

Chehalis Generation Facility----Monthly Plant Report - April 2015 Washington Energy Facility Site Evaluation Council

1813 Bishop Road Chehalis, WA 98532 Phone (360) 748-1300, FAX (360) 740-1891

15 May 2015

Safety:

 There were no recordable incidents this reporting period and the plant staff has achieved 4547 days without a Lost Time Accident.

Environment:

- Waste water monitoring results are in compliance with the permit limits for the month of April 2015.
- Three new monitoring wells are identified as MW-4 thru MW-6 was installed by our consultant in addition to the redevelopment of two existing wells, MW-1 and MW-3 (installed in 2013). Quarterly sampling of all five groundwater wells was completed. The subsurface soil and groundwater investigation, along with the quarterly well sampling is being conducted under the Washington State Department of Ecology Voluntary Cleanup Program (VCP). This VCP is associated with the continued investigation of potential mineral oil impacts to shallow subsurface soils and related groundwater due to releases (2011 and 2013) of mineral oil used as insulting fluid in the Generator Step Up (GSU) transformers.

Personnel:

• Authorized plant staffing level is currently 19 with 19 positions filled.

Operations and Maintenance Activities:

The Plant generated 20,773 megawatts during the month of April. The year-to-date capacity factor is 7.36%.

Regulatory/Compliance:

- There were no air emissions deviations, waste-water or stormwater deviations or spills during the month of April 2015.
- Sound monitoring: There were no noise complaints to report.

Carbon Offset Mitigation

Nothing to report this period

Respectfully,

Mark A. Miller Manager, Gas Plant PacifiCorp-Chehalis Power 1813 Bishop Road Chehalis, WA 98532 360-827-6462

Energy Northwest EFSEC Council Meeting May 19, 2015 (Steve McNutt)

I. Columbia Generating Station Operational Status

Columbia is currently offline for the R22 refueling outage. The plant operated for 683 continuous days leading up to the start of this outage.

The refueling outage will continue through June 15, 2015.

Last month, the State Fire Marshall completed the life safety inspection of Columbia and the WNP 1/4 complex. Energy Northwest is currently waiting on the results of this inspection.

There are no other events, safety incidents, or regulatory issues to report.

II. WNP 1/4 Water Rights

The Department of Energy participated in a site visit to the WNP 1/4 facility on May 6, 2015, to assist with the scoping process for the NEPA Environmental Assessment. The NEPA Environmental Assessment will allow a new lease to be signed between EN and the Department of Energy, and thereby allow for use of the water rights obtained in January of this year. The preparation of the NEPA Environmental Assessment is expected to last through the summer of 2015 with formal reviews to follow.